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Cung Le, Nathan Quarry, Jon Fitch, Luis Javier
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(Additional counsel appear on signature page)

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA**

Cung Le, Nathan Quarry, and Jon Fitch, Brandon
Vera, Luis Javier Vazquez, and Kyle Kingsbury,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

Defendant.

Case No.: 2:15-cv-01045-RFB-BNW

**PLAINTIFFS' MOTION FOR LEAVE TO
LODGE MATERIALS UNDER SEAL**

Pursuant to Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Local Rule IA 10-5(a), and Section 14.3 of the Revised Stipulation and Protective Order (the “Protective Order”) issued in this action on February 10, 2016 (ECF No. 217 at 15), Plaintiffs Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera, Luis Javier Vazquez, and Kyle Kingsbury on behalf of themselves and all others similarly situated (collectively, “Plaintiffs”) hereby move this Court for leave to lodge certain documents under seal related to Plaintiffs’ Response to Defendant Zuffa, LLC’s Objections to Plaintiffs’ Exhibit List Documents; Plaintiffs’ Opposition to Defendant Zuffa, LLC’s Motion to Seal Exhibits and Protected Materials at the Evidentiary Hearing on Class Certification; Plaintiffs’ Opposition to Non-Parties WME/IMG, LLC and The Raine Group LLC’s Objections to Potential Use of Confidential Information at Evidentiary Hearing (ECF Nos. 661-3 and 661-4); and Plaintiffs’ Opposition to Non-Parties Bellator Sport Worldwide LLC, Golden Boy Promotions Inc., Golden Boy Promotion LLC and Top Rank Inc.’s Objections to Potential Use of Confidential Information at Evidentiary Hearing (ECF Nos. 661-5, 661-6, 661-8).

Under Section 14.3 of the Protective Order, documents designated Confidential or Highly Confidential – Attorneys’ Eyes Only “shall be provisionally lodged under seal with the Court, and redacted papers shall be publicly filed. Within 5 days of the materials being lodged with the Court, the Party claiming protection shall file a motion to seal setting forth the bases for sealing and proper authority under *Kamakana v. City & County of Honolulu*, 447 F.3d 1172 (9th Cir. 2006), or some other applicable authority.” ECF No. 217 at 15.

The documents referenced below (or portions thereof) have been designated or refer to materials which have been designated Confidential or Highly Confidential – Attorneys’ Eyes Only by Defendant or third parties. Accordingly, Plaintiffs seek leave to lodge the following documents under seal.

First, Plaintiffs seek to lodge under seal Plaintiffs’ Response to Defendant Zuffa, LLC’s Objections to Plaintiffs’ Exhibit List Documents.

Second, Plaintiffs seek to lodge under seal Plaintiffs’ Opposition to Defendant Zuffa, LLC’s Motion to Seal Exhibits and Protected Materials at the Evidentiary Hearing on Class Certification.

Third, Plaintiffs seek to lodge under seal Exhibit 2 to the Declaration of Patrick F. Madden, Esq.

1 filed concurrently with Plaintiffs' Opposition to Defendant Zuffa, LLC's Motion to Seal Exhibits and
2 Protected Materials at the Evidentiary Hearing on Class Certification (hereafter "Madden Declaration
3 1"). Exhibit 2 is a true and correct copy of the Expert Report of Hal J. Singer, Ph.D., dated August 31,
4 2017, with Zuffa's proposed redactions.

5 Fourth, Plaintiffs seek to lodge under seal Exhibit 3 to Madden Declaration 1, which is a true
6 and correct copy of purported the Rebuttal Expert Report of Hal J. Singer, Ph.D., dated January 12,
7 2018, with Zuffa's proposed redactions.

8 Fifth, Plaintiffs seek to lodge under seal Exhibit 4 to Madden Declaration 1, which is a true and
9 correct copy of the Supplemental Expert Report of Hal J. Singer, Ph.D., dated April 3, 2018, with
10 Zuffa's proposed redactions.

11 Sixth, Plaintiffs seek to lodge under seal Exhibit 5 to Madden Declaration 1, which is a true and
12 correct copy of the Second Supplemental Reply Report of Hal J. Singer, Ph.D., dated May 28, 2018,
13 with Zuffa's proposed redactions.

14 Seventh, Plaintiffs seek to lodge under seal Exhibit 6 to Madden Declaration 1, which is a true
15 and correct copy the Expert Report of Professor Robert H. Topel, dated October 27, 2017, with Zuffa's
16 proposed redactions.

17 Eighth, Plaintiffs seek to lodge under seal Exhibit 9 to Madden Declaration 1, which is a true
18 and correct copy of a document bearing the Bates label ZFL-0895314 through ZFL-0895317.

19 Ninth, Plaintiffs seek to lodge under seal Exhibit 10 to Madden Declaration 1, which is a true
20 and correct copy of Professor Robert H. Topel's Reply to the Supplemental Expert Report of Hal J.
21 Singer, Ph.D, dated May 7, 2018, ECF No. 551-16.

22 Tenth, Plaintiffs seek to lodge under seal Plaintiffs' Opposition to Non-Parties WME/IMG, LLC
23 and The Raine Group LLC's Objections to Potential Use of Confidential Information at Evidentiary
24 Hearing (ECF Nos. 661-3 and 661-4).

25 Eleventh, Plaintiffs seek to lodge under seal Exhibit 1 to the Declaration of Patrick F. Madden,
26 Esq. filed concurrently with Plaintiffs' Opposition to Non-Parties WME/IMG, LLC and The Raine
27 Group LLC's Objections to Potential Use of Confidential Information at Evidentiary Hearing (ECF
28

1 NOS. 661-3 and 661-4) (hereafter “Madden Declaration 2”). Exhibit 1 is a true and correct copy of a
2 document bearing the Bates label RAINE0000575 through RAINE0000595.

3 Twelfth, Plaintiffs seek to lodge under seal Exhibit 2 to Madden Declaration 2, which is a true
4 and correct copy of a document bearing the Bates label RAINE0016846 through RAINE0016880.

5 Thirteenth, Plaintiffs seek to lodge under seal Exhibit 3 to Madden Declaration 2, which is a true
6 and correct copy of a document with the Bates label RAINE18791 through RAINE0018809.

7 Fourteenth, Plaintiffs seek to lodge under seal Exhibit 4 to Madden Declaration 2, which is a
8 true and correct copy of a document bearing the Bates label RAINE0020542.

9 Fifteenth, Plaintiffs seek to lodge under seal Exhibit 5 to Madden Declaration 2, which is a true
10 and correct copy of a document bearing the Bates label RAINE0020633.

11 Sixteenth, Plaintiffs seek to lodge under seal Exhibit 6 to Madden Declaration 2, which is a true
12 and correct copy of a document bearing the Bates label WME_ZUFFA_00001150.

13 Seventeenth, Plaintiffs seek to lodge under seal Exhibit 7 to Madden Declaration 2, which is a
14 true and correct copy of a document bearing the Bates label WME_ZUFFA_00005368.

15 Eighteenth, Plaintiffs seek to lodge under seal Exhibit 8 to Madden Declaration 2, which is a
16 true and correct copy of a document bearing the Bates label WME_ZUFFA_00013978 through
17 WME_ZUFFA_00013979.

18 Nineteenth, Plaintiffs seek to lodge under seal Exhibit 9 to Madden Declaration 2, which is a
19 true and correct copy of a document bearing the Bates label WME_ZUFFA_00076651 through
20 WME_ZUFFA_00076716.

21 Twentieth, Plaintiffs seek to lodge under seal Plaintiffs’ Opposition to Non-Parties Bellator
22 Sport Worldwide LLC, Golden Boy Promotions, Inc., Golden Boy Promotions, LLC, and Top Rank,
23 Inc.’s Objections to Potential Use of Confidential Information at Evidentiary Hearing (ECF NOS. 661-
24 5, 661-6, 661-8).

25 Twenty-first, Plaintiffs seek to lodge under seal Exhibit 2 to the Declaration of Patrick F.
26 Madden, Esq. filed concurrently with Plaintiffs’ Opposition to Non-Parties Bellator Sport Worldwide
27 LLC, Golden Boy Promotions, Inc., Golden Boy Promotions, LLC, and Top Rank, Inc.’s Objections to
28

1 Potential Use of Confidential Information at Evidentiary Hearing (ECF NOS. 661-5, 661-6, 661-8)
2 (hereafter “Madden Declaration 3”). Exhibit 2 is a true and correct copy of a document bearing the
3 Bates label SBPCL00002101 through SBPCL00002102.

4 Twenty-second, Plaintiffs seek to lodge under seal Exhibit 3 to Madden Declaration 3, which is
5 a true and correct copy of excerpts from the deposition transcript of Scott Coker, taken in this matter on
6 August 3, 2017.

7 Twenty-third, Plaintiffs seek to lodge under seal Exhibit 4 to Madden Declaration 3, which is a
8 true and correct copy of a document bearing the Bates label GBP000001.

9 Twenty-fourth, Plaintiffs seek to lodge under seal Exhibit 5 to Madden Declaration 3, which is a
10 true and correct copy of a document bearing the Bates label GBP000002.

11 Twenty-fifth, Plaintiffs seek to lodge under seal Exhibit 6 to Madden Declaration 3, which is a
12 true and correct copy of a document bearing the Bates label GBP000003 through GBP0000015.

13 Twenty-sixth, Plaintiffs seek to lodge under seal Exhibit 7 to Madden Declaration 3, which is a
14 true and correct copy of a document bearing the Bates label TR-0001 through TR-0007.

15 Plaintiffs have filed all of these documents under seal, in accordance with the Court’s ECF
16 system, with the instant motion. Plaintiffs have publicly filed placeholders for or redacted versions of
17 these documents with the Court, and will serve un-redacted versions of these documents on Defendant,
18 in accordance with LR IC 4-1(c)(4).

1 Dated: June 28, 2019

Respectfully Submitted,

2 By: /s/ Eric L. Cramer
3 Eric L. Cramer

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CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of June, 2019 a true and correct copy of the PLAINTIFFS' MOTION FOR LEAVE TO LODGE MATERIALS UNDER SEAL was served via the District of Nevada's ECF system to all counsel of record who have enrolled in the ECF system.

/s/ Eric L. Cramer